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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/629,076

07/29/2003

Jeff M. Anderson

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EXAMINER

PHAM, THIERRY L

ART UNIT

PAPER NUMBER

2625

MAIL DATE

DELIVERY MODE

08/07/2007

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/629,076	<b>Applicant(s)</b> ANDERSON ET AL.	
	<b>Examiner</b> Thierry L. Pham	<b>Art Unit</b> 2625	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 23 July 2007.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-32 is/are pending in the application.
- 4a) Of the above claim(s) 2,7-9,13-21,23-29,31 and 32 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1,3-6,10-12,22 and 30 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date <u>7/29/03</u> . | 6) <input type="checkbox"/> Other: _____  |

### DETAILED ACTION

- This action is responsive to the following communication: Response to election/restriction requirement filed on 7/23/07.
- Claims 1-32 are currently pending, wherein claims 1, 3-6, 10-12, 22, and 30 have been elected for consideration; claims 2, 7-9, 13-21, 23-29, 31-32 are withdrawn from consideration as the result of non-elected species.

#### *Election/Restrictions*

Claims 2, 7-9, 13-21, 23-29, 31-32 withdrawn from further consideration pursuant to 37 CFR 1.142(b) as being drawn to a nonelected species, there being no allowable generic or linking claim. Election was made **without** traverse in the reply filed on 7/23/07.

#### *Claim Rejections - 35 USC § 102*

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

Claims 1, 3-6, 10-12, 22 & 30 are rejected under 35 U.S.C. 102(a) as being anticipated by Tanaka (US 6522971).

Regarding claim 1, Tanaka discloses a method of providing print services (fig. 1 & 5) for a mobile electronic device (mobile device 4, fig. 1), the method comprising:

- receiving an access code (registration code, fig. 6, col. 5, lines 45-54), wherein the access code is for granting the mobile electronic device access to a publicly accessible printer (accessing to public printer, col. 5, lines 25 to col. 6, lines 17) via a print service; and
- collecting a first fee (collect fees from credit card, fig. 6, col. 6, lines 1-14) from a user of the mobile electronic device in exchange for the access code.

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Regarding claim 3, Tanaka further discloses the method of claim 1, wherein receiving the access code comprises receiving the access code from the print service at a point-of-sale device (registration code, fig. 6, col. 5, lines 45-54) and printing the access code at the point-of-sale device.

Regarding claim 4, Tanaka further discloses the method of claim 1, further comprising sending a request for the access code to the print service using a point-of-sale device (col. 5, lines 45-54) before receiving the access code.

Regarding claim 5, Tanaka further discloses the method of claim 4, wherein sending the request for the access code to the print service comprises sending at least one of at least one printing option (col. 6, lines 12-17) and an address of the printer to the print service.

Regarding claim 6, Tanaka further discloses the method of claim 1, wherein receiving an access code comprises receiving a preprinted access code (registration code, fig. 6, col. 5, lines 45-54) from the print service.

Regarding claims 10-12, 22 & 30 recite limitations that are similar and in the same scope of invention as to those in claims 1, 3-6 above; therefore, claims 10-12, 22 & 30 are rejected for the same rejection rationale/basis as described in claims 1, 3-6.

Claims 1, 3-6, 10-12, 22 & 30 are rejected under 35 U.S.C. 102(a) as being anticipated by Yamaguchi (US 20030038963).

Regarding claim 1, Yamaguchi discloses a method of providing print services (fig. 3b) for a mobile electronic device (wireless device 302, fig. 3a-3b), the method comprising:

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- receiving an access code (random access code, fig. 5, par. 40-46), wherein the access code is for granting the mobile electronic device access to a publicly accessible printer (accessing to public kiosk printer 106, fig. 2, par. 40-46) via a print service; and
- collecting a first fee (fee for accessing the kiosk printer, fig. 5, par. 25 & 40-46) from a user of the mobile electronic device in exchange for the access code.

Regarding claim 3, Tanaka further discloses the method of claim 1, wherein receiving the access code comprises receiving the access code from the print service at a point-of-sale device (kiosk, fig. 2) and printing (MFP 106, fig. 2) the access code at the point-of-sale device.

Regarding claim 4, Tanaka further discloses the method of claim 1, further comprising sending a request for the access code to the print service using a point-of-sale device (par. 25 & 40-46) before receiving the access code.

Regarding claim 5, Tanaka further discloses the method of claim 4, wherein sending the request for the access code to the print service comprises sending at least one of at least one printing option (par. 33-37) and an address of the printer to the print service.

Regarding claim 6, Tanaka further discloses the method of claim 1, wherein receiving an access code comprises receiving a preprinted access code (par. 40-46) from the print service.

Regarding claims 10-12, 22 & 30 recite limitations that are similar and in the same scope of invention as to those in claims 1, 3-6 above; therefore, claims 10-12, 22 & 30 are rejected for the same rejection rationale/basis as described in claims 1, 3-6.

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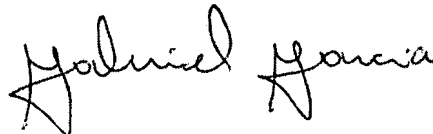
***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thierry L. Pham whose telephone number is (571) 272-7439. The examiner can normally be reached on M-F (9:30 AM - 6:00 PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David K. Moore can be reached on (571)272-7437. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Thierry L. Pham

A handwritten signature in black ink, appearing to read 'Gabriel Garcia', with a stylized, cursive script.

GABRIEL GARCIA  
PRIMARY EXAMINER